

HOUSE JOURNAL

SEVENTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

SEVENTY-SECOND DAY — FRIDAY, MAY 11, 2001

The house met at 11:50 a.m. and was called to order by the speaker pro tempore.

The roll of the house was called and a quorum was announced present (Record 413).

Present — Mr. Speaker; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pickett; Pitts; Puente; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbraneck.

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer.

LEAVES OF ABSENCE GRANTED

On motion of Representative Y. Davis and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

RULES SUSPENDED

Representative Y. Davis moved to suspend all necessary rules in order to take up and consider at this time, on third reading and final passage, the bills on the local, consent, and resolutions calendar which were considered on the previous legislative day.

The motion prevailed without objection.

MOTION FOR ONE RECORD VOTE

On motion of Representative Y. Davis and by unanimous consent, the house agreed to use the first record vote taken for all those bills on the local, consent, and resolutions calendar that require a record vote on third reading

and final passage, with the understanding that a member may record an individual vote on any bill with the journal clerk.

**LOCAL, CONSENT, AND RESOLUTIONS CALENDAR
THIRD READING**

The following bills which were considered on second reading on the previous legislative day on the local, consent, and resolutions calendar were laid before the house, read third time, and passed by a voice vote (members registering votes are shown following bill number):

HB 1978

HB 2676

HB 3698

SB 188

SB 261

SB 285

SB 539

SB 645

SB 649

SB 650

SB 1236

SB 1376

SB 1386

SB 1429

SB 1497

SB 1672

HB 1764

HB 1765

SB 1119

The following bills which were considered on second reading on the previous legislative day on the local, consent, and resolutions calendar were laid before the house, read third time, and passed by (Record 414): 141 Yeas, 0 Nays, 2 Present, not voting (members registering votes and the results of the vote are shown following bill number).

Yeas — Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Glaze; Goodman; Goolsby;

Gray; Green; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pickett; Pitts; Puente; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uresti; Villarreal; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough.

Present, not voting — Mr. Speaker; Uher(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer.

Absent — Zbranek.

HB 2786

HB 3685

SB 324

SB 553

SB 684

SB 1189

SB 1352

SB 1539

SB 1600

SB 1737

**GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING**

The following bills were laid before the house and read third time:

**HB 543 ON THIRD READING
(by Deshotel, Ellis, and F. Brown)**

HB 543, A bill to be entitled An Act relating to the composition of the First, Ninth, and Fourteenth courts of appeals districts.

HB 543 - LAID ON THE TABLE SUBJECT TO CALL

Representative Deshotel moved to lay **HB 543** on the table subject to call.

The motion prevailed without objection.

HB 927 ON THIRD READING**(by Hill)**

HB 927, A bill to be entitled An Act relating to certain required reports by disability retirees in the Teacher Retirement System of Texas.

HB 927 was passed.

HB 1853 ON THIRD READING**(by Maxey)**

HB 1853, A bill to be entitled An Act relating to coverage for certain dependent children under the Texas Employees Uniform Group Insurance Benefits Act.

A record vote was requested.

HB 1853 was passed by (Record 415): 94 Yeas, 36 Nays, 2 Present, not voting.

Yeas — Allen; Bailey; Bosse; Brimer; Burnam; Capelo; Carter; Chavez; Chisum; Clark; Coleman; Crownover; Danburg; Davis, Y.; Delisi; Deshotel; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; Goolsby; Gray; Green; Gutierrez; Haggerty; Hardcastle; Hartnett; Hawley; Hilderbran; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Janek; Jones, E.; Jones, J.; Keel; King, T.; Kitchen; Lewis, G.; Lewis, R.; Longoria; Luna; Maxey; McCall; McClendon; McReynolds; Menendez; Moreno, J.; Moreno, P.; Mowery; Naishtat; Najera; Noriega; Oliveira; Olivo; Pickett; Pitts; Puente; Rangel; Raymond; Reyna, A.; Ritter; Sadler; Salinas; Solis; Solomons; Swinford; Telford; Thompson; Tillery; Turner, B.; Turner, S.; Uresti; Villarreal; Walker; West; Wilson; Wise; Wohlgemuth; Wolens; Yarbrough; Zbranek.

Nays — Averitt; Berman; Bonnen; Brown, F.; Callegari; Christian; Corte; Crabb; Craddick; Davis, J.; Denny; Driver; George; Geren; Hamric; Heflin; Hill; Hunter; Hupp; Isett; Keffer; King, P.; Madden; Merritt; Miller; Morrison; Nixon; Reyna, E.; Seaman; Shields; Smith; Smithee; Talton; Truitt; Williams; Woolley.

Present, not voting — Mr. Speaker; Uher(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer.

Absent — Cook; Counts; Elkins; Giddings; Glaze; Goodman; Grusendorf; Krusee; Kuempel; Marchant; Ramsay.

STATEMENTS OF VOTE

When Record No. 415 was taken, my vote failed to register. I would have voted no.

Krusee

When Record No. 415 was taken, I was in the house but away from my desk. I would have voted yes.

Kuempel

HB 1959 ON THIRD READING
(by Naishtat, Chavez, and Noriega)

HB 1959, A bill to be entitled An Act relating to eligibility for and allotment under the food stamp program for certain persons.

A record vote was requested.

HB 1959 was passed by (Record 416): 78 Yeas, 59 Nays, 2 Present, not voting.

Yeas — Bailey; Bosse; Burnam; Capelo; Chavez; Coleman; Cook; Counts; Danburg; Davis, Y.; Deshotel; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; Geren; Giddings; Glaze; Gray; Gutierrez; Hardcastle; Hawley; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Jones, J.; Keel; Kitchen; Krusee; Lewis, G.; Lewis, R.; Longoria; Luna; Maxey; McClendon; McReynolds; Menendez; Moreno, J.; Moreno, P.; Naishtat; Najera; Noriega; Oliveira; Olivo; Pickett; Puente; Ramsay; Rangel; Raymond; Reyna, A.; Ritter; Sadler; Salinas; Solis; Telford; Thompson; Tillery; Turner, B.; Turner, S.; Uresti; Villarreal; Walker; Wilson; Wise; Wolens; Yarbrough; Zbranek.

Nays — Allen; Averitt; Berman; Bonnen; Brimer; Brown, F.; Callegari; Carter; Chisum; Christian; Clark; Corte; Crabb; Craddick; Crownover; Davis, J.; Delisi; Denny; Driver; Elkins; George; Goolsby; Green; Haggerty; Hamric; Hartnett; Heflin; Hilderbran; Hill; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Keffer; King, P.; Kuempel; Madden; McCall; Merritt; Miller; Morrison; Mowery; Nixon; Pitts; Reyna, E.; Seaman; Shields; Smith; Smithee; Solomons; Swinford; Talton; Truitt; West; Williams; Wohlgenuth; Woolley.

Present, not voting — Mr. Speaker; Uher(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer.

Absent — Goodman; Grusendorf; King, T.; Marchant.

HB 729 ON THIRD READING
(by Gutierrez)

HB 729, A bill to be entitled An Act relating to compensation for public school classroom teachers and full-time public school librarians, counselors, and nurses for additional days of service.

A record vote was requested.

HB 729 was passed by (Record 417): 99 Yeas, 27 Nays, 2 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bosse; Brimer; Brown, F.; Burnam; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Counts; Danburg; Davis, Y.; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; Geren; Giddings; Goolsby; Gray; Gutierrez; Haggerty; Hamric; Hardcastle; Hilderbran; Hinojosa; Hochberg; Hodge; Homer; Hopson; Hunter; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; Kitchen; Kuempel; Lewis, G.;

Lewis, R.; Longoria; Luna; Marchant; Maxey; McCall; McClendon; Menendez; Merritt; Miller; Moreno, P.; Mowery; Naishtat; Najera; Noriega; Olivo; Pickett; Pitts; Puente; Rangel; Raymond; Reyna, A.; Ritter; Sadler; Salinas; Smith; Solis; Swinford; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uresti; Villarreal; Walker; West; Wilson; Wolens; Yarbrough.

Nays — Bonnen; Crabb; Craddick; Crownover; Delisi; Denny; George; Green; Hartnett; Heflin; Hill; Hope; Howard; Hupp; King, P.; Krusee; Madden; Morrison; Nixon; Reyna, E.; Seaman; Shields; Solomons; Talton; Williams; Wohlgemuth; Woolley.

Present, not voting — Mr. Speaker; Uher(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer.

Absent — Callegari; Corte; Davis, J.; Glaze; Goodman; Grusendorf; Hawley; King, T.; McReynolds; Moreno, J.; Oliveira; Ramsay; Smithee; Wise; Zbranek.

HB 3440 ON THIRD READING
(by Gallego)

HB 3440, A bill to be entitled An Act relating to the compensation of county sheriffs.

HB 3440 was passed. (Carter recorded voting no)

HB 1119 ON THIRD READING
(by Dutton)

HB 1119, A bill to be entitled An Act relating to tort liability of governmental units.

HB 1119 was passed. (F. Brown, Craddick, Heflin, Hupp, Isett, Telford, and Woolley recorded voting no)

HB 1296 ON THIRD READING
(by Ehrhardt, Naishtat, Danburg, Villarreal, et al.)

HB 1296, A bill to be entitled An Act relating to a prohibition of discrimination by public educational institutions.

A record vote was requested.

HB 1296 was passed by (Record 418): 70 Yeas, 63 Nays, 2 Present, not voting.

Yeas — Bailey; Bosse; Burnam; Capelo; Carter; Chavez; Coleman; Cook; Counts; Danburg; Davis, Y.; Deshotel; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; Giddings; Gray; Gutierrez; Hawley; Hinojosa; Hochberg; Hodge; Homer; Hopson; Jones, J.; King, T.; Kitchen; Lewis, G.; Longoria; Luna; Maxey; McClendon; McReynolds; Menendez; Moreno, J.; Moreno, P.; Naishtat; Najera; Noriega; Oliveira; Olivo; Pickett; Puente; Rangel; Raymond; Reyna, A.; Ritter; Sadler; Salinas; Solis; Telford; Thompson; Tillery; Turner, B.; Turner, S.; Uresti; Villarreal; Wilson; Wise; Yarbrough; Zbranek.

Nays — Allen; Averitt; Berman; Bonnen; Brimer; Brown, F.; Callegari; Chisum; Christian; Clark; Crabb; Craddick; Crownover; Davis, J.; Delisi; Denny; Driver; George; Geren; Goodman; Goolsby; Green; Haggerty; Hamric; Hardcastle; Hartnett; Heflin; Hilderbran; Hill; Hope; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Keel; Keffer; King, P.; Krusee; Lewis, R.; Madden; McCall; Merritt; Miller; Morrison; Mowery; Nixon; Pitts; Reyna, E.; Seaman; Shields; Smith; Smithee; Solomons; Swinford; Talton; Truitt; Walker; West; Williams; Wohlgemuth; Woolley.

Present, not voting — Mr. Speaker; Uher(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer.

Absent — Corte; Elkins; Glaze; Grusendorf; Kuempel; Marchant; Ramsay; Wolens.

STATEMENT OF VOTE

When Record No. 418 was taken, I was in the house but away from my desk. I would have voted no.

Kuempel

HB 2951 ON THIRD READING (by Walker)

HB 2951, A bill to be entitled An Act relating to the issuance of local permits for land development projects.

HB 2951 was passed.

HB 320 ON THIRD READING (by Tillery)

HB 320, A bill to be entitled An Act relating to the conditions of employment for certain firefighters.

HB 320 - LAID ON THE TABLE SUBJECT TO CALL

Representative Tillery moved to lay **HB 320** on the table subject to call.

The motion prevailed without objection.

HB 1438 ON THIRD READING (by Olivo, et al.)

HB 1438, A bill to be entitled An Act relating to minimum salaries for interpreters employed in public schools to provide interpreting services to students who are deaf or hard of hearing.

HB 1438 was passed. (Heflin and Talton recorded voting no)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of business in the district:

Pickett on motion of Hawley.

HB 1456 ON THIRD READING
(by Hochberg)

HB 1456, A bill to be entitled An Act relating to paramilitary training organizations; providing criminal penalties.

HB 1456 - LAID ON THE TABLE SUBJECT TO CALL

Representative Hochberg moved to lay **HB 1456** on the table subject to call.

The motion prevailed without objection.

HB 288 ON THIRD READING
(by Maxey, Danburg, et al.)

HB 288, A bill to be entitled An Act relating to authorizing harm reduction programs to reduce the risk of HIV infection, AIDS, hepatitis B, and hepatitis C.

HB 288 - LAID ON THE TABLE SUBJECT TO CALL

Representative Maxey moved to lay **HB 288** on the table subject to call.

The motion prevailed without objection.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Ramsay on motion of Carter.

HB 385 ON THIRD READING
(by Ellis and Rangel)

HB 385, A bill to be entitled An Act relating to qualifications of a constable or sheriff.

HB 385 was passed. (Craddick, Heflin, Hupp, Isett, and Woolley recorded voting no)

HB 484 ON THIRD READING
(by Craddick)

HB 484, A bill to be entitled An Act relating to emergency response preparations for pipeline transportation of hazardous liquids, carbon dioxide, or natural gas.

HB 484 was passed.

HB 613 ON THIRD READING
(by Maxey, Madden, Danburg, Truitt, and Denny)

HB 613, A bill to be entitled An Act relating to a study of the feasibility of permitting the change of voter registration information by digital transmission and, if feasible, permitting voter registrars to accept changes of registration information submitted by digital transmission.

HB 613 - LAID ON THE TABLE SUBJECT TO CALL

Representative Maxey moved to lay **HB 613** on the table subject to call.

The motion prevailed without objection.

**HB 832 ON THIRD READING
(by Madden and Chavez)**

HB 832, A bill to be entitled An Act relating to creating an advisory committee to assist the Department of Public Safety in the certification of motor vehicle inspection stations and inspectors.

HB 832 - LAID ON THE TABLE SUBJECT TO CALL

Representative Madden moved to lay **HB 832** on the table subject to call.

The motion prevailed without objection.

**HB 900 ON THIRD READING
(by Thompson)**

HB 900, A bill to be entitled An Act relating to the administration of statutory probate courts and to the assignment of statutory probate court judges.

HB 900 was passed. (Carter and Heflin recorded voting no)

**HB 955 ON THIRD READING
(by Burnam)**

HB 955, A bill to be entitled An Act relating to requiring certain parts for the repair of a motor vehicle under an insurance policy.

HB 955 was passed. (Carter and Heflin recorded voting no)

**HB 956 ON THIRD READING
(by Burnam)**

HB 956, A bill to be entitled An Act relating to requiring certain facilities for the repair of a motor vehicle under an insurance policy.

HB 956 was passed. (Carter and Heflin recorded voting no)

**HB 3168 ON THIRD READING
(by Thompson and Gallego)**

HB 3168, A bill to be entitled An Act relating to the composition of judicial districts in this state.

HB 3168 - LAID ON THE TABLE SUBJECT TO CALL

Representative Thompson moved to lay **HB 3168** on the table subject to call.

The motion prevailed without objection.

**HB 1286 ON THIRD READING
(by Thompson, Brimer, B. Turner, R. Lewis, and Wilson)**

HB 1286, A bill to be entitled An Act relating to the use of funds raised for federal office in connection with an office of state government; providing a criminal penalty.

HB 1286 - LAID ON THE TABLE SUBJECT TO CALL

Representative Thompson moved to lay **HB 1286** on the table subject to call.

The motion prevailed without objection.

HB 1382 ON THIRD READING
(by Dunnam)

HB 1382, A bill to be entitled An Act relating to certain insurance carrier information required in workers' compensation proceedings.

HB 1382 was passed. (F. Brown, Craddick, Hupp, and Isett recorded voting no)

HB 1433 ON THIRD READING
(by Dunnam)

HB 1433, A bill to be entitled An Act relating to prohibition on the disclosure of defense counsel's billing statements by certain insurers and on the submission of those statements to certain audits; providing a civil penalty.

HB 1433 was passed. (F. Brown, Carter, Craddick, Heflin, Hupp, and Isett recorded voting no)

HB 1464 ON THIRD READING
(by Dunnam)

HB 1464, A bill to be entitled An Act relating to a peremptory challenge based on the race, gender, or religion of a juror in a criminal case.

HB 1464 was passed. (F. Brown, Craddick, Hupp, and Isett recorded voting no)

HB 1860 ON THIRD READING
(by S. Turner)

HB 1860, A bill to be entitled An Act relating to the applicability of the death penalty to a capital offense committed by a person younger than 18 years of age at the time of the commission of the offense.

HB 1860 was passed. (F. Brown, Carter, Denny, Heflin, Keel, Talton, and Woolley recorded voting no)

HB 2017 ON THIRD READING
(by Green)

HB 2017, A bill to be entitled An Act relating to the extraterritorial jurisdiction of certain municipalities.

HB 2017 was passed. (Carter recorded voting no)

HB 2063 ON THIRD READING
(by Tillery)

HB 2063, A bill to be entitled An Act relating to jury instructions in a criminal trial.

HB 2063 - LAID ON THE TABLE SUBJECT TO CALL

Representative Tillery moved to lay **HB 2063** on the table subject to call.

The motion prevailed without objection.

HB 2105 ON THIRD READING

(by Dutton)

HB 2105, A bill to be entitled An Act relating to the operation of the advisory committees of the supreme court.

HB 2105 was passed. (F. Brown, Craddick, Hupp, and Isett recorded voting no)

HB 2106 ON THIRD READING

(by Dutton)

HB 2106, A bill to be entitled An Act relating to information on the supreme court website relating to proposed rules or forms.

HB 2106 was passed. (F. Brown, Craddick, Hupp, and Isett recorded voting no)

HB 3169 ON THIRD READING

(by Thompson and Gallego)

HB 3169, A bill to be entitled An Act relating to the composition of the courts of appeals.

HB 3169 - LAID ON THE TABLE SUBJECT TO CALL

Representative Thompson moved to lay **HB 3169** on the table subject to call.

The motion prevailed without objection.

HB 2387 ON THIRD READING

(by Dunnam)

HB 2387, A bill to be entitled An Act relating to procedures involved in certain intoxication offenses.

HB 2387 - LAID ON THE TABLE SUBJECT TO CALL

Representative Dunnam moved to lay **HB 2387** on the table subject to call.

The motion prevailed without objection.

HB 2435 ON THIRD READING

(by Madden, Gallego, and Danburg)

HB 2435, A bill to be entitled An Act relating to the regulation of certain political contributions and political expenditures.

HB 2435 was passed. (Heflin recorded voting no)

HB 2562 ON THIRD READING

(by Dunnam)

HB 2562, A bill to be entitled An Act relating to the adoption of rules of civil procedure by the supreme court.

HB 2562 - LAID ON THE TABLE SUBJECT TO CALL

Representative Dunnam moved to lay **HB 2562** on the table subject to call.

The motion prevailed without objection.

HB 3182 ON THIRD READING
(by Danburg)

HB 3182, A bill to be entitled An Act relating to primary election dates and procedures and related dates, deadlines, and procedures.

HB 3182 was passed. (F. Brown, Craddick, Hupp, and Isett recorded voting no)

HB 3486 ON THIRD READING
(by Tillery)

HB 3486, A bill to be entitled An Act relating to the creation of family home child care pilot programs for certain children under four years of age.

HB 3486 - LAID ON THE TABLE SUBJECT TO CALL

Representative Tillery moved to lay **HB 3486** on the table subject to call.

The motion prevailed without objection.

HB 2048 ON THIRD READING
(by Burnam, Dutton, S. Turner, and Thompson)

HB 2048, A bill to be entitled An Act relating to the punishment for a capital felony committed by a person who is younger than 18 years of age at the time of committing the felony.

HB 2048 was passed. (F. Brown, Craddick, Denny, Hupp, Heflin, Isett, Keel, P. King, Morrison, and Talton recorded voting no)

(Speaker in the chair)

HB 318 ON THIRD READING
(by Tillery)

HB 318, A bill to be entitled An Act relating to the eligibility for unemployment benefits of individuals who are unemployed due to certain labor disputes.

HB 318 - LAID ON THE TABLE SUBJECT TO CALL

Representative Tillery moved to lay **HB 318** on the table subject to call.

The motion prevailed without objection.

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 236 ON THIRD READING
(Chavez and Goodman - House Sponsors)

SB 236, A bill to be entitled An Act relating to court-ordered medical support for certain children.

A record vote was requested.

SB 236 was passed by (Record 419): 135 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pitts; Puente; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer; Pickett; Ramsay.

Absent — Burnam; Dunnam; Grusendorf; Marchant; Wolens.

SB 1282 ON THIRD READING
(Oliveira, Seaman, Capelo, Solis, and Luna - House Sponsors)

SB 1282, A bill to be entitled An Act relating to the funding of port transportation or facility projects or port studies.

SB 1282 was passed. (Heflin recorded voting no)

SB 1358 ON THIRD READING
(Uher - House Sponsor)

SB 1358, A bill to be entitled An Act relating to the regulation of the practice of public accounting.

Amendment No. 1

Representative Solomons offered the following amendment to **SB 1358**:

Amend **SB 1358** on third reading, in SECTION 41 of the bill, following Subsection (f) of that section (House Committee Printing page 51, after line 25), by adding the following:

(g) The changes in law made by this Act are not intended to authorize the practice of law by a person who is not an attorney licensed to practice law in this state.

Amendment No. 1 was adopted without objection.

SB 1358, as amended, was passed.

SB 572 ON THIRD READING
(Gray - House Sponsor)

SB 572, A bill to be entitled An Act relating to the reduction of the shortage of registered nurses by establishing a program to increase enrollments in nursing education programs, increasing nursing faculty, and creating a nursing workforce data center.

SB 572 was passed.

SB 1320 ON THIRD READING
(Solomons - House Sponsor)

SB 1320, A bill to be entitled An Act relating to filings made with the secretary of state by business organizations.

SB 1320 was passed.

SB 22 ON THIRD READING
(Smith, Madden, Truitt, Gray, McClendon, et al. - House Sponsors)

SB 22, A bill to be entitled An Act relating to the admission of minors to facilities for and to the consent of minors to the treatment and rehabilitation of chemical dependency.

A record vote was requested.

SB 22 was passed by (Record 420): 134 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Corte; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pitts; Puente; Rangel; Raymond; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbrank.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer; Pickett; Ramsay.

Absent — Cook; Counts; Grusendorf; Hawley; Marchant; Reyna, A.

SB 24 ON THIRD READING
(Morrison - House Sponsor)

SB 24, A bill to be entitled An Act relating to the manner in which the testimony of a child who is the victim of or witness to an alleged offense may be taken in certain criminal proceedings.

SB 24 was passed.

SB 170 ON THIRD READING
(Wolens - House Sponsor)

SB 170, A bill to be entitled An Act relating to the application of the open meetings law to attendance at a legislative committee meeting by a quorum of another governmental body.

A record vote was requested.

SB 170 was passed by (Record 421): 134 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Goodman; Goolsby; Gray; Green; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pitts; Puente; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer; Pickett; Ramsay.

Absent — Dukes; Glaze; Grusendorf; Hawley; Janek; Marchant.

SB 198 ON THIRD READING
(Carter, Wise, et al. - House Sponsors)

SB 198, A bill to be entitled An Act relating to executory contracts for the conveyance of real property.

SB 198 was passed.

SB 433 ON THIRD READING**(Solomons - House Sponsor)**

SB 433, A bill to be entitled An Act relating to the uniform law on secured transactions.

A record vote was requested.

SB 433 was passed by (Record 422): 134 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pitts; Puente; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer; Pickett; Ramsay.

Absent — Grusendorf; Hawley; Marchant; Solomons; Wilson; Wise.

STATEMENT OF VOTE

When Record No. 422 was taken, I was in the house but away from my desk. I would have voted yes.

Solomons

SB 673 ON THIRD READING**(Gray and Eiland - House Sponsors)**

SB 673, A bill to be entitled An Act relating to the authority of a municipality to lease or sell property used for the purpose of operating certain properties located on certain state-owned lands.

A record vote was requested.

SB 673 was passed by (Record 423): 130 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook;

Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Flores; Garcia; George; Geren; Goodman; Goolsby; Gray; Green; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pitts; Puente; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer; Pickett; Ramsay.

Absent — Bonnen; Farrar; Gallego; Giddings; Glaze; Grusendorf; Hawley; Marchant; Sadler; Wise.

SB 1272 ON THIRD READING
(Ritter - House Sponsor)

SB 1272, A bill to be entitled An Act relating to the designation of certain land that includes a greenhouse as agricultural land for ad valorem tax appraisal purposes.

SB 1272 was passed.

SB 1421 ON THIRD READING
(Williams, G. Lewis, Thompson, and Coleman - House Sponsors)

SB 1421, A bill to be entitled An Act relating to certain court costs imposed on a person convicted of an offense.

SB 1421 was passed.

SB 382 ON THIRD READING
(Ehrhardt - House Sponsor)

SB 382, A bill to be entitled An Act relating to the powers and duties of the Texas Commission on Fire Protection.

Amendment No. 1

Representative Williams offered the following amendment to **SB 382**:

Amend **SB 382** on third reading in SECTION 9 of the bill by striking the last sentence of added Subsection (c), Section 419.046, Government Code, as added by Floor Amendment No. 1 by Thompson.

SB 382 — STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE TALTON: Mr. Williams, where is the author of this amendment?

REPRESENTATIVE WILLIAMS: Mr. Talton, the mayor of Houston has implemented a program to increase trained fire fighters in the city and reduce attrition of fire fighters. The fire fighters and the mayor have reached an agreement to allow the present program to work. This corrects an amendment that would have reneged on that agreement. This is an unfunded mandate on the city of Houston that's somewhere between \$40 and \$60 million. That wasn't explained adequately to the author of the second reading amendment and they would like, at this time, to get that unfunded mandate removed. And, the new trucks and technology have, I think, changed the need for this. Plus, we don't want someone from out of state dictating to our local government entities how they need to run their fire fighting or police departments.

REMARKS ORDERED PRINTED

Representative Talton moved to print remarks by Representative Talton and Representative Williams.

The motion prevailed without objection.

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative Dukes offered the following amendment to **SB 382**:

Amend **SB 382**, on third reading, in Subchapter F, Chapter 419, Government Code, as added to the bill by Floor Amendment No. 2 by Dukes, as follows:

(1) Strike proposed Subsection (a), Section 419.102, Government Code, and substitute the following:

(a) The commission shall authorize the Commission on Human Rights to review the administration of tests by fire departments to determine whether the tests are administered in a manner that complies with Chapter 21, Labor Code.

(2) Strike proposed Subsection (b), Section 419.102, Government Code, and substitute the following:

(b) The Commission on Human Rights shall by rule establish an objective system to determine how to select the departments the Commission on Human Rights will review and when the Commission on Human Rights will review a certain department.

(3) In proposed Subsection (b), Section 419.103, Government Code, strike "commission" and substitute "Commission on Human Rights".

(4) Strike the heading to proposed Section 419.104, Government Code, and substitute the following:

Sec. 419.104. VIOLATION; RECOMMENDATIONS OF COMMISSION ON HUMAN RIGHTS.

(5) In proposed Subsection (a), Section 419.104, Government Code, strike "commission determines" and substitute "Commission on Human Rights determines".

(6) In proposed Subsection (a), Section 419.104, Government Code, strike "commission shall" and substitute "Commission on Human Rights shall".

Amendment No. 2 was adopted without objection.

SB 382, as amended, was passed.

SB 1045 ON THIRD READING
(Capelo - House Sponsor)

SB 1045, A bill to be entitled An Act relating to the hazardous substances law; providing penalties.

SB 1045 was passed.

SB 1318 ON THIRD READING
(Woolley - House Sponsor)

SB 1318, A bill to be entitled An Act relating to the regulation of certain health spas.

SB 1318 was passed.

SB 968 ON THIRD READING
(Smithee and B. Turner - House Sponsors)

SB 968, A bill to be entitled An Act relating to certain civil consequences of a theft involving motor fuel.

SB 968 was passed.

SB 1432 ON THIRD READING
(A. Reyna - House Sponsor)

SB 1432, A bill to be entitled An Act relating to truancy and the authority of justice, municipal, and certain juvenile courts in relation to children; providing criminal penalties.

SB 1432 was passed.

SB 707 ON THIRD READING
(Averitt - House Sponsor)

SB 707, A bill to be entitled An Act relating to collateral protection insurance.

SB 707 was passed.

SB 297 ON THIRD READING
(Noriega, Naishtat, and Burnam - House Sponsors)

SB 297, A bill to be entitled An Act relating to providing supplemental financial assistance to certain grandparents.

SB 297 was passed.

SB 702 ON THIRD READING
(Oliveira - House Sponsor)

SB 702, A bill to be entitled An Act relating to compensatory, intensive, and accelerated education in public schools.

A record vote was requested.

SB 702 was passed by (Record 424): 126 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Ellis; Farabee; Farrar; Gallego; Garcia; George; Geren; Goodman; Goolsby; Gray; Green; Grusendorf; Gutierrez; Haggerty; Hamric; Hawley; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pitts; Puente; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wilson; Wohlgemuth; Wolens; Yarbrough.

Present, not voting — Mr. Speaker(C); Hardcastle.

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer; Pickett; Ramsay.

Absent — Corte; Delisi; Elkins; Flores; Giddings; Glaze; Hartnett; Howard; Mowery; Smithee; Wise; Woolley; Zbranek.

SB 1037 ON THIRD READING **(Junell - House Sponsor)**

SB 1037, A bill to be entitled An Act relating to authorizing the comptroller to establish a program to permit certain certified public accountants to perform certain audits.

A record vote was requested.

SB 1037 was passed by (Record 425): 129 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Goodman; Goolsby; Gray; Green; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hawley; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Maxey; McCall; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Naishtat; Najera; Nixon; Oliveira; Olivo; Pitts; Puente; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Solis; Solomons; Swinford; Talton; Telford;

Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbrank.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer; Pickett; Ramsay.

Absent — Coleman; Deshotel; Elkins; Glaze; Hartnett; Marchant; McClendon; Mowery; Noriega; Smithee; Wise.

SB 569 ON THIRD READING
(G. Lewis - House Sponsor)

SB 569, A bill to be entitled An Act relating to the use of certain revenue by, and other rights and responsibilities of, certain municipalities that have territory within the boundaries of certain airports.

SB 569 was passed.

SB 1710 ON THIRD READING
(Uresti - House Sponsor)

SB 1710, A bill to be entitled An Act relating to requirements regarding and terms of local tax abatement agreements.

Amendment No. 1

Representative Uresti offered the following amendment to **SB 1710**:

Amend **SB 1710** on third reading by adding the following appropriately numbered Section of the bill and renumbering the remaining Sections of the bill as appropriate:

SECTION 1. Section 312.204(a), Tax Code, is amended to read as follows:

(a) The governing body of a municipality eligible to enter into tax abatement agreements under Section 312.002 may agree in writing with the owner of taxable real property that is located in a reinvestment zone, but that is not in an improvement project financed by tax increment bonds, to exempt from taxation a portion of the value of the real property or of tangible personal property located on the real property, or both, for a period not to exceed 10 years, subject to the rights of holders of outstanding bonds of the municipality, on the condition that the owner of the property make specific improvements or repairs to the property. An agreement may provide for the exemption of the real property in each year covered by the agreement only to the extent its value for that year exceeds its value for the year in which the agreement is executed. The agreement may take effect on January 1 of the tax year after the date the improvements or repairs are substantially completed. An agreement may provide for the exemption of tangible personal property located on the real property in each year covered by the agreement other than tangible personal property that was located on the real property at any time before the period covered by the agreement with the municipality, and other than inventory or supplies. In a municipality that has a comprehensive zoning ordinance, an improvement, repair, development, or

redevelopment taking place under an agreement under this section must conform to the comprehensive zoning ordinance.

Amendment No. 1 was adopted without objection.

SB 1710, as amended, was passed.

SB 368 ON THIRD READING
(Maxey and Naishtat - House Sponsors)

SB 368, A bill to be entitled An Act relating to permanency planning procedures for children in state institutions.

SB 368 was passed.

SB 1472 ON THIRD READING
(Williams - House Sponsor)

SB 1472, A bill to be entitled An Act relating to the general property deposit paid by a student of a public institution of higher education.

SB 1472 was passed.

A record vote was requested.

SB 1472 was passed by (Record 426): 126 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Goodman; Goolsby; Gray; Green; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Luna; Madden; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Naishtat; Najera; Nixon; Noriega; Olivo; Pitts; Puente; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Salinas; Seaman; Shields; Smith; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer; Pickett; Ramsay.

Absent — Carter; Davis, J.; Dunnam; Giddings; Glaze; Grusendorf; Hawley; Longoria; Marchant; Mowery; Oliveira; Sadler; Smithee; Wise.

STATEMENT OF VOTE

When Record No. 426 was taken, I was in the house but away from my desk. I would have voted yes.

Dunnam

SB 789 ON THIRD READING**(Maxey, Gray, Chavez, et al. - House Sponsors)**

SB 789, A bill to be entitled An Act relating to the regulation and reimbursement of telemedicine medical services.

A record vote was requested.

SB 789 was passed by (Record 427): 133 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Goodman; Goolsby; Gray; Green; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pitts; Puente; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; West; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Alexander; Brown, B.; Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer; Pickett; Ramsay.

Absent — Dunnam; Glaze; Marchant; Moreno, P.; Walker; Williams; Wise.

STATEMENT OF VOTE

When Record No. 427 was taken, I was in the house but away from my desk. I would have voted yes.

Dunnam

**HR 1006 - ADOPTED
(by Dutton)**

Representative Dutton moved to suspend all necessary rules to take up and consider at this time **HR 1006**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1006, Congratulating the Houston Gardens Elementary School Parent Teacher Association on its silent auction and awards dinner.

HR 1006 was adopted without objection.

HR 1007 - ADOPTED
(by Dutton)

Representative Dutton moved to suspend all necessary rules to take up and consider at this time **HR 1007**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1007, Honoring Marion Elizabeth James Kelly of Houston on her 92nd birthday.

HR 1007 was adopted without objection.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Licensing and Administrative Procedures, upon final adjournment today, Desk 66, for a formal meeting.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 362. I intended to vote no.

J. Davis

I was shown voting yes on Record No. 362. I intended to vote no.

Noriega

When Record No. 372 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

When Record No. 385 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

When Record No. 388 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

When Record No. 400 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

When Record No. 404 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

When Record No. 405 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

When Record No. 407 was taken, I was in the house but away from my desk. I would have voted no.

Geren

When Record No. 409 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

When Record No. 410 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

When Record No. 411 was taken, I was in the house but away from my desk. I would have voted yes.

Geren

ADJOURNMENT

Representatives Farrar and Crownover moved that the house adjourn until 1:00 p.m. Monday, May 14 in memory of Jennifer Marie Rodriguez and Mary Jane Lane of Denton.

The motion prevailed without objection.

The house accordingly, at 12:50 p.m., adjourned until 1:00 p.m. Monday, May 14.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 10

Agriculture & Livestock - **SB 779**

Civil Practices - **HCR 211, SB 1632**

County Affairs - **SB 1782**

Criminal Jurisprudence - **SB 328, SB 340, SB 1747, SB 1807**

Financial Institutions - **SB 317**

Higher Education - **SB 1636**

Human Services - **SB 367**

Juvenile Justice & Family Issues - **SB 776**

Public Education - **SB 189, SB 208, SB 210, SB 350, SB 430, SB 702, SB 1180, SB 1446, SB 1726, SB 1735, SCR 50**

Public Health - **SB 281, SB 1411, SB 1763**

Public Safety - **SB 654, SB 1213, SB 1224**

Transportation - **HCR 234, SB 545, SB 569, SB 886, SB 907, SB 1519, SB 1575**

Urban Affairs - **SB 929, SB 1179, SB 1621, SJR 32**

ENGROSSED

May 10 - HB 63, HB 1654, HB 2065, HB 2134, HB 2351, HB 2430, HB 2561, HB 2578, HB 2800, HB 2807, HB 2871, HB 2925, HB 2964, HB 2989, HB 3012, HB 3038, HB 3088, HB 3147, HB 3164, HB 3171, HB 3452, HB 3504, HB 3613, HJR 44, HJR 60, HJR 89

ENROLLED

May 10 - HB 16, HB 1376, HCR 272, HJR 52

SENT TO THE GOVERNOR

May 10 - HB 16, HB 261, HB 444, HB 822, HB 1132, HB 1178, HCR 196, HCR 272, HCR 276, HCR 277

SENT TO THE SECRETARY OF THE STATE

May 10 - HJR 52, HJR 53